

IN THE BOARD OF SUPERVISORS

County of San Luis Obispo, State of California

_____ day _____, 20__

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

RESOLUTION FOR ADJUSTING THE TEMPLETON ROAD IMPROVEMENT FEE FOR PERMIT PMT2013-00626

The following resolution is hereby offered and read:

WHEREAS, Barbara Condon is the property owner of Parcel 2 of Parcel Map CO 11-0022 as recorded in Book 77 of Parcel Map pages 33-35 and commonly referred to as 518 Eddy Street in Templeton, California; and

WHEREAS, Barbara Condon has applied for building permit PMT2013-00626 to construct a new home on said parcel; and

WHEREAS, Barbara Condon is required to pay \$13,921 in Templeton Area A Road Improvement Fees in order to satisfy conditions of said building permit; and

WHEREAS, Barbara Condon has filed an appeal with the Clerk on May 27, 2014 to waive or adjust said Road Improvement Fee; and

WHEREAS, Barbara Condon and Nancy Jane Cherry, as trustees of the Jack G. Marjorie M. Allen Living Revocable Trust, filed said Parcel Map CO 11-0022 for recordation on May 29, 2014; and

WHEREAS, these Trustees constructed road improvements to Cayucos Avenue (County Road No. 5174) at significant expense in order to satisfy conditions of approval for said parcel map and in order to comply with Resolution 2008-152; and

WHEREAS, said improvements to Cayucos Avenue will also satisfy or nearly satisfy a similar condition of approval for tentatively approved vesting Tentative Tract Map 2933; which may lead to significant corresponding reduction in expense to that tract; and

WHEREAS, no mechanism is in place to require the owners of vesting Tentative Tract Map 2933 to reimburse said trustees of Parcel Map Co 11-0022 for the costs of constructing the road improvements that benefit their project.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of San Luis Obispo, State of California, as follows:

1. The amount of the Templeton Area A Road Improvement Fee (\$13,921) is a disproportional burden on PMT2013-00626 in light of the community wide benefit provided along with the significant cost associated with improvements already made by the applicant to the County maintained road system and the potential benefit to other subdivisions in progress for which the applicant will not be reimbursed.
2. The amount of the Templeton Area A Road Improvement Fee required for building permit PMT2013-00626 shall be reduced to \$6,960.
3. The required application fee (\$513) to appeal the Templeton Area A Road Improvement Fee required for building permit PMT2013-00626 shall be waived.

Upon motion of Supervisor _____, seconded by Supervisor _____, and on the following roll call votes, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing resolution is hereby adopted on the ____ day of _____, 20__.

Chairperson of the Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

[SEAL]

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL
County Counsel

By: 
Deputy County Counsel

Dated: July 11, 2014

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} ss.
STATE OF CALIFORNIA,
County of San Luis Obispo,

I, _____, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this _____
day of _____, 20 _____.

(SEAL)

County Clerk and Ex-Officio Clerk of the Board
of Supervisors

By _____
Deputy Clerk.